IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 525 of 1991

For Approval and Signature:

Hon'ble MR.JUSTICE M.C.PATEL

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

CHANDUBHAI BHALABHAI VAGHELA

Versus

SUPERINTENDENT OF POLICE

Appearance:

MR SAURABH MEHTA for MR YN OZA for Petitioners No. 1-3

MS NANDINI JOSHI, AGP for Respondents No. 1-3

CORAM : MR.JUSTICE M.C.PATEL

Date of decision: 29/07/2002

ORAL JUDGEMENT

Mr. Saurabh Mehta who appears for Mr. Y.N. Oza for the petitioners states that as stated in para 7 of the petition, the question of the recovery of market rent which is raised in this petition was also raised in

Special Civil Application No.2591 of 1987 but the said petition has been dismissed and that he himself had appeared in the said matter. He submitted that the issue raised in this petition is concluded against the petitioner by the decision in the said Special Civil Application No.2591 of 1987. In the circumstances, this petition does not survive and hence, it is dismissed. Rule is discharged with no order as to costs. Interim relief stands vacated.

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